



AF/14

PATENT
ATTORNEY DOCKET NO. 041514-5133

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Naofumi HIRAYAMA et al.)	Confirmation No.: 8434
)	
Application No.: 09/898,489)	Group Art Unit: 2686
)	
Filed: July 5, 2001)	Examiner: Iqbal, Khawar
)	
For: INTERIOR IMAGE INFORMATION)	Mail Stop AF
PROVIDING SYSTEM USING)	
PORTABLE INFORMATION TERMINAL)	
AND PORTABLE INFORMATION)	
TERMINAL HAVING VERSATILE)	
FUNCTIONS)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop AF
Alexandria, VA 22314

Sir:

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated August 3, 2004, finally rejecting claims 1-3 and 21.

1. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicants believe that no extension of time is required since a three-month extension of time was requested and paid for by Applicants in a previous filing on February 1, 2005 in this application. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

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- ☐ Applicants request an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00

If an additional extension of time is required, please consider this a Petition therefor.

2. Notice of Appeal Fee

- ☐ The fee in the amount of \$500.00 to cover the appeal fee is enclosed.
- ☒ A Notice of Appeal fee of \$500.00 is currently due and is being paid concurrently, as indicated in section 3 below.

3. Fee Payment

- ☒ The Commissioner is authorized to charge Deposit Account No. 50-0310 in the amount of \$500.00 for the Notice of Appeal fee.



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4. Constructive Petition

- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: February 3, 2005

By:

Paul A. Fournier

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